



Proposed Indigenous Ministerial Arrangements Regulations (IMARs)

Why IMARs?

1. Section 78 of the *Canadian Energy Regulator Act (CERA)* provides authority for the Governor in Council (who acts on the advice of Cabinet) to make IMARs, which would allow the Minister to enter into arrangements with Indigenous governing bodies to exercise specified powers, duties and functions under the CERA as stated in the arrangement.

2. Measure 34 in the *United Nations Declaration Act Action Plan* calls for the Government of Canada to work in consultation and cooperation with First Nations, Métis and Inuit communities, governments and organizations to (i) enhance the participation of Indigenous Peoples in; and (ii) set the measures that could enable them to exercise federal regulatory authority in respect of, projects and matters that are currently regulated by the CER.

What are Indigenous Ministerial Arrangements?

An agreement between the federal government (the Minister of Energy and Natural Resources) and Indigenous groups (represented by Indigenous governing bodies) to take on or share responsibilities for overseeing federally regulated energy infrastructure under the CERA (like pipelines and powerlines).

What are regulations?

Regulations are a form of law. They regulate specific matters under statutes (Acts) adopted by the Parliament of Canada. Regulations contain more specific guidelines than Acts.

CERA requires that regulations be in place before an Indigenous Ministerial arrangement can be entered into.

What is an Indigenous governing body (IGB)?

A council, government, or other organization that represents an Indigenous group, community, or people with rights recognized by the Canadian Constitution (s.35 of the *Constitution Act, 1982*).

An IGB is defined in Section 2 of the CERA.

How to get involved?

Email imar-rama@nrcan-rncan.gc.ca if you would like to participate in IMARs or have any questions.

Visit: natural-resources.canada.ca/indigenous-regulations for more information on IMARs.



1 Engagement

Determine what should be in the regulations

2 Regulations

Develop regulations respecting the arrangements

3 Arrangements

The Minister and the IGB negotiate the contents of the arrangements